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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
John Anthony Karageorge

Serial No. 09/986,565   Art Unit: 2859

Filed: November 9, 2001   Examiner: G. B. Bennett

Parent Application Title: JAK MEASURING SYSTEM AND METHOD OF USE

CIP Application Title: JAK MEASURING SYSTEM AND METHOD OF USE

CIP Serial No. 10/695,612   Art Unit: 2859

CIP Filed: October 29, 2003   Examiner: Fulton

RESPONSE TO TELEPHONIC OFFICE INTERVIEW

Assistant Commissioner for Patents   April 27, 2004
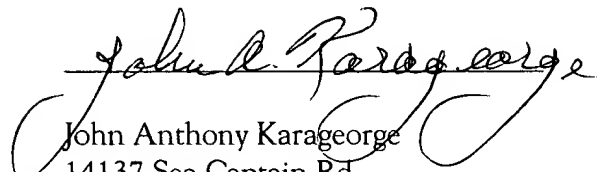Washington, D.C. 20231

Dear Mr. Gutierrez:

    In response to the telephone Office Interview of March 24, 2004, I do not understand how the PTO can conclude that my petition of Dec. 5, 2003, can be considered moot and not acted upon simply because the CIP has been assigned to a different examiner. The actions of Mr. Bennett have put me through a great deal of mental anguish while setting me back at least one year in time and costing me $1,442.00 in attorney fees and $465.00 in late fees. If Mr. Bennett would have been honest with me during our Office Interview of 11/21/2002, and offered to write at least one claim for me (thereby putting me on the right track) or advising me to rewrite the application, we would not be in this predicament. Instead, Mr. Bennett advised me to hire another attorney since, as he put it: "Executing the patent process can be very tricky; you would be better-off if you hired another lawyer." I hired another attorney that same day after leaving his office. Towards the end of the interview I asked Mr. Bennett: "Since I'm taking out the claims that link my application to the Fressola patent and I'm making the changes to the other

claims that we discussed, what are the chances of my getting a patent?" He said, "If you do what we discussed, I don't see any problems."

As I stated in the petition of Dec. 5, 2003, a grievance is forthcoming and will be formally declaring all of my concerns.

Sincerely,

John Anthony Karageorge
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